



41, 10-16-03

Response Under 37 CFR 1.116
Expedited Procedure
Examining Group 2876

AF
2800

UV-197

REV. 04/03

For Other Than A Small Entity

Applicants : Peter C. Boylan, III, et al.
Application No. : 09/878,050 Confirmation No.: 1639
Filed : June 8, 2001
For : SYSTEM AND METHOD FOR USING PORTABLE
DEVICE WITH A CODE SCANNER
Group Art Unit : 2876
Examiner : Steve S. Paik

RECEIVED
OCT 20 2003
TECH CENTER 1600/2900

Mail Stop AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

New York, New York
October 14, 2003

TRANSMITTAL LETTER

Sir:

Transmitted herewith: ☐ a Supplemental Preliminary Amendment; ☒ a Reply to Final Office Action; ☐ a Supplemental Amendment; ☐ a substitute Specification; ☐ a Declaration; ☐ a Supplemental Declaration; ☐ a Power of Attorney; ☐ an Associate Power of Attorney; ☐ formal drawings; to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

☒ A fee for additional claims is not required.
☐ A fee for additional claims is required.

RECEIVED
OCT 20 2003
TECH CENTER 1600/2900

Express Mail No.
EV 132188509 US

The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	336	-	306	* =	0	X \$ 18 =	\$ 0.00
INDEPENDENT CLAIMS	26	-	26	** =	0	X \$ 86 =	\$ 0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						+ \$290 =	\$ 0.00

* If less than 20, insert 20. TOTAL \$ 0.00
** If less than 3, insert 3.

[] A check in the amount of \$_____ in payment of the filing fee is transmitted herewith.


[X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

[] Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

[] The following extension is applicable to the Response filed herewith; [] \$110.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$420.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [] \$950.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$1,480.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); \$2,010.00 within fifth month pursuant to 37 C.F.R. § 1.136(a).

- [] A check in the amount of [] \$110.00; [] \$420.00;
[] \$950.00; [] \$1,480.00; [] \$2,010.00 in payment of
the extension fee is transmitted herewith.
- [X] The Director is hereby authorized to charge payment of
any additional fees required under 37 C.F.R. § 1.17 in
connection with the paper(s) transmitted herewith, or to
credit any overpayment of same, to Deposit Account No.
06-1075. A duplicate copy of this transmittal letter is
transmitted herewith.
- [] Please charge the [] \$110.00; [] \$420.00; [] \$950.00;
[] \$1,480.00; [] \$2,010.00; extension fee to Deposit
Account No. 06-1075. A duplicate copy of this
transmittal letter is transmitted herewith.



Jared Kneitel
Registration No. 51,178
Agent for Applicant
FISH & NEAVE
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020-1105
Tel.: (212) 596-9000



PATENTS
UV-197

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Peter C. Boylan, III, et al.
Application No.: 09/878,050 Confirmation No.: 1650
Filed : June 8, 2001
For : SYSTEM AND METHOD FOR USING PORTABLE
DEVICE WITH A CODE SCANNER
Group Art Unit : 2876
Examiner : Steve S. Paik

RECEIVED
OCT 20 2003
TECH CENTER 1600/2900

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

New York, New York 10020

EXPRESS MAIL CERTIFICATION

Express Mail Label No. EV 132188509 US

Date of Deposit: October 14, 2003

I hereby certify that this certification and the following papers and fees:

1. Transmittal Letter (in duplicate);
2. Reply to Final Office Action; and
3. Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop AF, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name:


Claire J. Saintil-van Goodman



REV. 04/03
For Other Than A Small Entity

Response Under 37 CFR 1.116
Expedited Procedure
Examining Group 2876

Docket No. 09-878,050

RECEIVED
OCT 20 2003

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Peter C. Boylan, III, et al.

Application No.: 09/878,050 Confirmation No.: 1639

Filed : June 8, 2001

For : SYSTEM AND METHOD FOR USING
PORTABLE DEVICE WITH A CODE SCANNER

Group Art Unit : 2876

Examiner : Steve S. Paik

New York, New York
October 14, 2003

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TECHNOLOGY CENTER 2800

RECEIVED
OCT 28 2003

REPLY TO FINAL OFFICE ACTION

Sir:

In Reply to the Final Office Action mailed August 12, 2003 please amend the claims as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks being on page 17 of this paper.

Express Mail No.
EV 132188509 US